

Hon. Barbara J. Rothstein

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SAHANA SOMASUNDARA,

Plaintiff,

v.

ALEJANDRO MAYORKAS, et al.,

Defendants.

Case No. 2:20-cv-01851-BJR

STIPULATED MOTION AND  
ORDER TO EXTEND DEADLINES

The parties, pursuant to Local Rules 10(g) and 16, hereby jointly stipulate and move for an extension of Defendants' deadline to file an Answer to the Complaint. The Answer is currently due March 5, 2021; the new deadline would be April 15, 2021.

A court may modify a schedule for good cause. Fed. R. Civ. P. 16(b)(4). Continuing pretrial and trial dates is within the discretion of the trial judge. *See King v. State of California*, 784 F.2d 910, 912 (9th Cir. 1986). The parties submit there is good cause for an extension of this deadline. Defendants have recently scheduled Plaintiff's biometrics appointment for March 22, 2021 and anticipate issuing a decision on Plaintiff's I-539 and I-765 Applications thereafter. Adjudication of Plaintiff's I-539 and I-765 Applications would fully resolve this action without the time and expense of further litigation.

1 Accordingly, the parties seek an extension to April 15, 2021 as the deadline for Defendants to  
2 file the Answer.

3 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

4 DATED: February 25, 2021

s/ Ralph Hua

RALPH HUA, WSBA #42189

Fisher Phillips LLP

1201 3<sup>rd</sup> Avenue

Seattle, WA 98101

Phone: 206-247-7014

Email: rhua@fisherphillips.com

Attorney for Plaintiff

10 DATED: February 25, 2021

s/ Matt Waldrop

MATT WALDROP, Georgia Bar #349571

Assistant United States Attorney

United States Attorney's Office

700 Stewart Street, Suite 5220

Seattle, Washington 98101-1271

Phone: 206-553-7970

Fax: 206-553-4067

Email: james.waldrop@usdoj.gov

Attorney for Defendants

**ORDER**

Having reviewed the stipulated motion of the parties to extend deadlines (Dkt. No. 7), the Court GRANTS the motion and ORDERS that the deadline for Defendants to file their answer is extended to April 15, 2021.

The Court notes that in this stipulated motion, Defendants have changed the caption of the case to reflect that Alejandro Mayorkas is now serving as the Secretary of the Department of Homeland Security (DHS). Pursuant to Federal Rule of Civil Procedure 25(d), the Clerk is directed to substitute DHS Secretary Alejandro Mayorkas for former Acting DHS Secretary Chad Wolf as a defendant in this matter.

Dated this 26th day of February, 2021.



Barbara Jacobs Rothstein  
U.S. District Court Judge